

MEMO ENDORSED

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September 11, 2007

The Honorable P. Kevin Castel
United States District Judge
United States District Court
Southern District of New York
United States Courthouse
500 Pearl Street
New York, New York 10007

Re: United States v. Frederick Wallace
07 Cr. 0546 (PKC)

Dear Judge Castel:

I write to respectfully request an adjournment of tomorrow's status conference in the above referenced matter.

As a result of poor calendaring on my part, I negligently adjourned the above matter to September 12, 2007, my CJA duty day in the Eastern District of New York. I have a 9:30 appearance tomorrow in Brooklyn which conflicts with the case before your honor. My client, Mr. Wallace, is currently serving a 125 month sentence in an unrelated matter and will not be prejudiced by the adjournment.

I have consulted with AUSA Antonia Apps and she consents to this request. The parties have reached a resolution of this case and expect a plea to take place at the next appearance. Ms. Apps and I have agreed to the date of September 18, 2007 at 10:00 a.m. for a plea in this matter if it is agreeable to the court.

I apologize for any inconvenience my request has caused the Court.

If the Court has any questions, I may be reached at (212) 966-3970.

Respectfully submitted,

Donald duBoulay

Cc: Antonia Apps, AUSA